

JOSEPH B. RYAN\*  
KEVIN M. MASON  
WILLIAM E. LEWIS\*  
WAYNE L. ELLENBOGEN\*  
PAUL J. OTTERSTADT  
ROBERT W. GRIFFITH\*  
MICHAEL L. WISE\*

**RYAN, MASON & LEWIS, LLP**  
ATTORNEYS AT LAW  
1300 POST ROAD, SUITE 203  
FAIRFIELD, CONNECTICUT 06824  
TELEPHONE: (203) 255-6560  
FACSIMILE: (203) 255-6570

NEW YORK OFFICE  
90 FOREST AVENUE  
LOCUST VALLEY, NY 11560  
TEL: (516) 759-2722  
FAX: (516) 759-9512

\*NOT ADMITTED IN CT

November 1, 2006

**VIA FACSIMILE - 571-273-6500**  
United States Patent and Trademark Office  
P. O. Box 1450  
Alexandria, VA 22313-1450

Attn: Refund Department

Re: **Deposit Account No. 500762**  
**Refund of fees charged**

To Whom It May Concern:

The amount of \$500 was mistakenly charged to our Deposit Account No. 50-0762 for a Notice of Appeal on June 23, 2006. This amount pertains to Serial No. 09/251,998. We had previously been charged for a Notice of Appeal which was filed on June 11, 2003. Since this time, Applicants have taken any necessary action to maintain the initial appeal. An additional Notice of Appeal fee should not have been required.

Please mail us a check in the amount of \$500 to correct this mistake to the above address.

Thank you for your attention to this matter.

Sincerely,



Kevin M. Mason

KMM:bab  
Enclosures:

NOT AVAILABLE COPY

**RYAN, MASON & LEWIS, LLP**

ATTORNEYS AT LAW

1300 POST ROAD, SUITE 205

FAIRFIELD, CONNECTICUT 06824

Telephone: (203) 255-6560

Facsimile: (203) 255-6570

Email: kmm@rml-law.com

**DATE:** November 1, 2006**FILE:** Hull 5-4-1-4 (1200-1050)Facsimile Message From: **KEVIN M. MASON**

Please deliver the following pages to:

NAME	COMPANY	FAX NUMBER
Refund Department	USPTO	571-273-6500

**NUMBER OF PAGES INCLUDING THIS COVER PAGE: 2****COMMENTS/INSTRUCTIONS:**

If you do not receive all of the pages, please call us back as soon as possible at (203) 255-6560.

THIS MESSAGE IS INTENDED FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA U.S. POSTAL SERVICE. THANK YOU.

BEST AVAILABLE COPY



AF

PTO/SB/31 (02-01)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		<b>Docket Number (Optional)</b> Hull 5-4-1-4	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on <u>June 20, 2006</u>  Signature <u>Bobbette A. Blake</u> Typed or printed name <u>Bobbette A. Blake</u>		In re Application of <u>Hull et al.</u>	
		Application Number <u>09/251,998</u>	Filed <u>February 19, 1999</u>
		For <u>Eager Evaluation of Tasks in a Workflow System</u>	
		Group Art Unit <u>2143</u>	Examiner <u>David E. England</u>
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 1.17(b)) <u>\$ 500.00</u>			
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:			
<input type="checkbox"/> A check in the amount of the fee is enclosed.			
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0762</u> . I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>			
I am the			
<input type="checkbox"/> applicant/inventor.			
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)			
<input checked="" type="checkbox"/> attorney or agent of record.			
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a): _____			
		<u>Kevin M. Mason</u> Signature  <u>Kevin M. Mason</u> Typed or printed name  <u>June 20, 2006</u> Date	
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.			
<input type="checkbox"/> *Total of _____ forms are submitted.			

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Adjustment date: 11/07/2006 SDENB081  
06/23/2006 NGUYEN1 00000057 500762 09251998  
01 FC:1401 500.00 CR

BEST AVAILABLE COPY